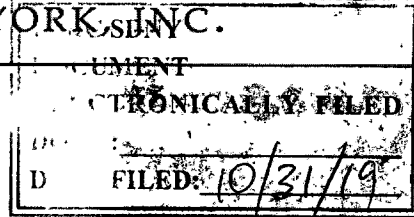


**Federal Defenders  
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Southern District of New York  
Jennifer L. Brown  
Attorney-in-Charge

October 31, 2019

By ECF

Honorable Alvin K. Hellerstein  
United States District Judge  
Southern District of New York  
500 Pearl Street  
New York, New York 10007

*So ordered  
10-31-19  
Alvin Hellerstein*

Re: *United States v. David Wagner*, 19 Cr. 437 (AKH)

Dear Judge Hellerstein:

I write on consent (Assistant United States Attorney Jilan Kamal and U.S. Pretrial Services Officer Francesca Tessier-Miller) to respectfully request that the Court modify the curfew condition to allow Mr. Wagner to work nights at a call-center for the American Automobile Association. Specifically, I request that the curfew – which currently runs from 11:00 p.m. to 7:00 a.m. – be extended so that it runs from 2:00 a.m. to 7:00 a.m. Mr. Wagner is scheduled to begin work on November 4, 2019.

Mr. Wagner, who was arrested on June 14, 2019, has been wholly compliant with the conditions of his release, which include a \$500,000 personal recognizance bond co-signed by Mr. Wagner's wife and three adult children, and secured by property in Narragansett, Rhode Island.

Thank you for your consideration of this request.

Respectfully submitted,

/s/ \_\_\_\_\_  
Martin S. Cohen  
Ass't Federal Defender  
Tel.: (212) 417-8737

cc: Jilan Kamal, Esq.  
Sagar Ravi, Esq.  
Francesca Tessier-Miller, U.S. Pretrial Services Officer